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7 UNITED STATES DISTRICT COURT
8 FOR THE CENTRAL DISTRICT OF CALIFORNIA
9 SOUTHERN DIVISION

10 UNITED STATES OF AMERICA,) SAMJ 15-00260-M
11)
12 Plaintiff,) ORDER Of DETENTION
13 v.)
14 KEN ZHIYI LIANG,)
15 Defendant.)
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17 The Government's motion for review of the Magistrate
18 Judge's release order and for detention of Defendant is
19 **GRANTED**. The Court finds that no condition or
20 combination of conditions will reasonably assure the
21 appearance of Defendant as required or the safety of the
22 community. The Court has considered (i) the nature and
23 circumstances of Defendant's alleged witness tampering;
24 (ii) the weight of the evidence against Defendant; (iii)
25 the history and characteristics of Defendant; and (iv)
26 the nature and seriousness of the danger to the
27 community.
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1 As to flight risk, Defendant's own recorded
2 statements and the other evidence presented by the
3 Government demonstrate a strong incentive on Defendant's
4 part to flee to China, significant contacts and resources
5 here in the United States and in China evidencing an
6 ability to so flee, and, most concerning, a willful
7 disregard for court orders, pretrial supervision, and the
8 Government's ongoing investigation of the Chinese
9 "birthing" houses. The fact that Defendant's wife and
10 children live in the United States does not mitigate the
11 flight risk. The well-being of Defendant's wife and
12 children did not deter him from attempting to smuggle
13 material witness D.L. out of the United States nor
14 apparently did it deter him from assisting two other
15 material witnesses to flee to China. Moreover,
16 Defendant's wife and children can visit him in China and,
17 if they wish, move there.

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19 As to danger, Defendant is charged with very serious
20 criminal conduct. With full knowledge that he would be
21 disbarred and face imprisonment, Defendant attempted to
22 smuggle a material witness to China and apparently
23 assisted other material witnesses to flee there. He
24 appears determined to sabotage the Government's
25 investigation of the Chinese "birthing" houses. His own
26 statements reflect a conscious disregard for the Court
27 and the laws of the United States.

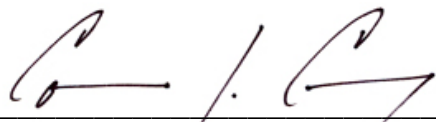
1 IT IS THEREFORE ORDERED that Defendant be detained
2 prior to trial.

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4 IT IS FURTHER ORDERED that Defendant be committed to
5 the custody of the Attorney General for confinement in a
6 corrections facility separate, to the extent practicable,
7 from persons awaiting or serving sentences or being held
8 in custody pending appeal.

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10 IT IS FURTHER ORDERED that Defendant be afforded
11 reasonable opportunity for private consultation with
12 counsel.

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14 IT IS FURTHER ORDERED that, on order of a Court of
15 the United States or on request of any attorney for the
16 Government, the person in charge of the corrections
17 facility in which Defendant is confined deliver Defendant
18 to a United States marshal for appearance at any future
19 court proceeding.

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21 Dated: May 20, 2015

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25 HONORABLE CORMAC J. CARNEY
26 United States District Judge
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